

# House File 864 - Introduced

HOUSE FILE \_\_\_\_\_  
BY COMMITTEE ON STATE GOVERNMENT  
(SUCCESSOR TO HF 291)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act providing for candidate physical ability tests for fire  
2 fighter applicants under the statewide fire and police  
3 retirement system and providing an effective date.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 1685HV 82  
6 ec/es/88

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1 1 Section 1. Section 400.8, subsection 1, Code 2007, is  
1 2 amended to read as follows:  
1 3 1. The commission, when necessary under the rules,  
1 4 including minimum and maximum age limits, which shall be  
1 5 prescribed and published in advance by the commission and  
1 6 posted in the city hall, shall hold examinations for the  
1 7 purpose of determining the qualifications of applicants for  
1 8 positions under civil service, other than promotions, which  
1 9 examinations shall be practical in character and shall relate  
1 10 to matters which will fairly test the mental and physical  
1 11 ability of the applicant to discharge the duties of the  
1 12 position to which the applicant seeks appointment. The  
1 13 physical examination of applicants for appointment to the  
1 14 positions of police officer, police matron, or fire fighter  
1 15 shall be held in accordance with medical protocols established  
1 16 by the board of trustees of the fire and police retirement  
1 17 system established by section 411.5 and shall be conducted in  
1 18 accordance with the directives of the board of trustees. In  
1 19 addition, applicants for appointment to the position of fire  
1 20 fighter covered under the fire and police retirement system  
1 21 established by chapter 411 shall, prior to appointment, pay  
1 22 for and successfully complete the candidate physical ability  
1 23 test established by international organizations representing  
1 24 fire chiefs and fire fighters and conducted by an organization  
1 25 licensed by such international organizations to conduct the  
1 26 test in the state. However, the prohibitions of section  
1 27 216.6, subsection 1, paragraph "d", regarding tests for the  
1 28 presence of the antibody to the human immunodeficiency virus  
1 29 shall not apply to such examinations. The board of trustees  
1 30 may change the medical protocols at any time the board so  
1 31 determines. The physical examination of an applicant for the  
1 32 position of police officer, police matron, or fire fighter  
1 33 shall be conducted after a conditional offer of employment has  
1 34 been made to the applicant. An applicant shall not be  
1 35 discriminated against on the basis of height, weight, sex, or  
2 1 race in determining physical or mental ability of the  
2 2 applicant. Reasonable rules relating to strength, agility,  
2 3 and general health of applicants shall be prescribed. The  
2 4 costs of the physical examination required under this  
2 5 subsection shall be paid from the trust and agency fund of the  
2 6 city.  
2 7 Sec. 2. EFFECTIVE DATE. This Act takes effect July 1,  
2 8 2008.

## EXPLANATION

2 10 This bill requires that fire fighter applicants for  
2 11 appointment as a fire fighter covered by the statewide fire  
2 12 and police retirement system created under Code chapter 411  
2 13 pay for and successfully complete a candidate physical ability  
2 14 test. The bill provides that the test be the one established  
2 15 by international organizations representing fire chiefs and  
2 16 fire fighters and shall be conducted by an organization  
2 17 licensed by the international organizations to conduct the

2 18 test statewide. The bill takes effect July 1, 2008.  
2 19 LSB 1685HV 82  
2 20 ec:sc/es/88